TOD on map. logs

Comments:

EVALUATION-VIO	OLATION-ENFORCEMENT I	ORM II (CONTINUA	ATION)	PA(GE 2 OF <u>3</u> 6/9
1a. ID Nun	nber KY <u>DOo6</u>	9.45802	<u> </u>		3
7b. Violation	Add X	Change	On-Going Violation	Dele	fia.
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	. Regulation Type
S		GRR	<u>_</u>	32:030	SR.
Priority	Date Determined	l	Scheduled Date	Return to C Actual Res	ompliance
			01,31,02		11,02
	MM/DD/YYY	•	MM/DD/YYY	MM/DD/	
Comments:	wkly in	op·			
7c. Violation	Add 🔀	Change	On Going Violation	Delet	e e
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	Regulation Type
S		GMR	<u> </u>	32.020	SR
Priority	Date Determined		Scheduled Date	Return to Co Actual Reso	mpliance
	01,31,07	2	01,31,02	01,31	
•	MWDDYYYY		MM/DD/YYYY	MM/DDA	m
Comments:	Manfesting	0			
7d, Violation	Add 🖊	Change	On-Going Violation	Defete	
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	Regulation Type
S		GPT	I	32: <i>03(</i>)	5 R
Priority	Date Determined		Scheduled Date	Return to Cor Actual Reso	mpliance
7	01,31 PZ MM/DD/YYYY		01,31,02	01,31	
		•	MM/DD/YYY	MM/DD/Y	
Comments:	Date Drun				
8. Enforcemen	nt Add 🔀	Change	Delete		
Date Determined	Sequence Number	Agency	Type of Enforcement	Branch	Responsible Person
02,04,62		·s	190		
MM/DD/YYYY Penalt	y Assessed			C-M	
Comments:				Settled	
Ba. Enforceme	ent Add	Change	Delete		
Date Determined	Sequence Number	Agency	Type of Enforcement	Branch I	Responsible Person
		S			
MM/DD/YYYY Penalth	y Assessed				
Comments:	,	· ·		Settled	
9. Covered Via	lations (Entervio	ations action	ed by above enforceme		
Sequence #	Area of Violation	Sequence #	ed all above embreeme		
ocquence #	GRRX2		a .	Sequence #	Area of Violation
	GLB	90:Ed	1931 106MR		GOP
	<u> </u>		GPT_		

	VIOLATIONS ONLY - (CONTINUATION)					
1a. I.D. N	lumber KY <u>P O O G</u>	,945802				
	dler Name	Whame Sux	pply			
7e. Violat	ian Add	Change	On-Going Viol	alion	Delete	
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	Regulation Type	
S	-	GOR	I .	43:020	5R	
Priority .	Date Determined		Scheduled Date	Retur Actual	n to Compliance Resolve Date	
I	6/13/10Z		02,06,02 MM/DD/YYYY		// M/DD/YYYY	
Comments:	labe	lumeral	waste			
7f. Violati	on Add	Change	On-Going Viola	ation	Delete	
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	Regulation Type	
S		-			_	
Priority	Date Determined		Scheduled Date		to Compliance Resolve Date	
	MM/DD/YYY		MM/DD/YYYY	MN	/ M/DD/YYYY	
Comments:				<u> </u>		
7g. Violati	on Add	Change	On-Going Viola	tion E)elete	
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	Regulation Type	
S						
Priority	Date Determined		Scheduled Date		to Compliance Resolve Date	
	MM/DD/YYYY		MM/DD/YYYY	/_ MM	/ /DD/YYYY	
Comments:				- Marie III III II		
7h. Violati	on Add	Change	On-Going Viola	tion D	elete	
Agency	Sequence Number	Area of Violation	Class of Violation	Regulation Cited	Regulation Type	
S						
Priority	Date Determined		Scheduled Date		to Compliance lesolve Date	
_	// MM/DD/YYYY		MM/DD/YYYY	/ MM/	// DD/YYYY	
Comments:						

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Personal Protective Equipment (PPE) Worksite Hazard Assessment

Part A Whayne Supply 1400 Cecil AVE Louisville, KY	
Site ID: KYD00-694-5802	
	NOT/COM #:
Part B	GPS: 38 14 15.1 85 49 21.1
Circle Hazard/s Located at the Site being Assessed Sufficient to R	equire PPE. Comment in Part C
	II. EYES/FACE
POTENTIAL INJURY/HAZARD 1. Struck By	POTENTIAL INJURY/HAZARD
2. Struck Against	1. Airborne
3. Electrical	2. Chemical
4. Temperature	3. Flash/Light/UV 4. Other
5. Other	4. Other
III. RESPIRATORY POTENTIAL INJURY/HAZARD	IV. HAND/ARM
1. Oxygen Deficiency	POTENTIAL INJURY/HAZARD
2. Airborne Particles	1. Cut/Abrasion/Puncture/Crush
a. Dusts	2. Electrical 3. Chemical
b. Fumes	3. Chemical 4. Biological
c. Mists	5. Temperature
3. Airborne Contaminants	6. Body Fluids
a. Gases b. Vapors	7. Cumulative
4. Combinations	8. Strain
5. Temperature	9. Other
6. Other	
V. FOOT/LEG	VI. TORSO/WHOLE BODY
POTENTIAL INJURY/HAZARD 1. Cut/Abrasion/Puncture/Crush	POTENTIAL INJURY/HAZARD
2. Electrical	1. Cut/Abrasion/Puncture
3. Chemical	2. Electrical
4. Biological	3. Chemical 4. Biological
5. Temperature	4. Biological 5. Temperature
6. Struck by/Against	6. Struck By/Against
7. Strain 8. Other	7. Body Fluids
8. Other	8. Strain
	9. Cumulative
	10. Slip/Trip/Fall
	a. Same Level b. Different Level
	11. Entrapment
	12. Immersion/Submersion/Water
	13. Other
VII. AUDITORY	
NOISE LEVEL	
1. Ambient Level Above 85 dBa	
2. Impact Level Above 85 dBa	
PART C GO/NO GO	
COMMENTS	
ART D	
CERTIFICATION	
certify this WORKSITE HAZARD ASSESSMENT was conducted an	nd/or current files reviewed. Appropriate Personal Protective Equipment was
tilized per hazards noted or anticipated.	Appropriate i cisonal Protective Equipment was
, , , , , , , , , , , , , , , , , , , ,	
ignature ,	
Sold I	Date 2/4/02

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COMMONWEALTH OF KENTUCKY NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET DEPARTMENT FOR ENVIRONMENTAL PROTECTION **DIVISION OF WASTE MANAGEMENT**

NOTICE OF VIOLATION

TO:

SITE:

WHAYNE SUPPLY PO BOX 35900

WHAYNE SUPPLY COMPANY - LOUISVILLE

1400 CECIL AVE

1400 S. CECIL AVE. LOUISVILLE

KY

LOUISVILLE

KY

40211

Attn: GARY STEPHENSON

Site ID #: KYD006945802 County: Jefferson

Date(s) Violation(s) Observed: 01/31/2002

Notifications/Complaints System #:

OIG Case #:

NOV Tracking #: 2450

OLS Case #:

This is to advise that you are in violation of the provisions cited below:

Statute/Regulation(No. 1): KRS 224 401 KAR 37:010 7

A description of the violation:

Failure to place the Land Disposal Restriction (LDR) notice on file for manifest # 92386 dated 9/7/01, and #92385 dated 9/7/01.

The required remedial measure(s), and date(s) to be completed by; are as follows:

40232

Whayne should attempt to place on file copies of the LDR notices for manifest #s 92385 & 92386. To be completed

Statute/Regulation(No. 2): KRS 224 401 KAR 32:040 1(4)

A description of the violation:

The time of day was omitted from inspection logs dated 5/7/02 & 9/3/02, in violation of 401 KAR 35:020 Section 6(4).

The required remedial measure(s), and date(s) to be completed by; are as follows:

The time of day must be listed on each inspection log. To be completed by: 01/31/2002

Statute/Regulation(No. 3): KRS 224 401 KAR 32:030 5

A description of the violation:

Failure to inspect the accumulation area on a weekly basis. Inspections lapsed from 10/29/01 through 11/13/01.

The required remedial measure(s), and date(s) to be completed by; are as follows:

Inspections of the accumulation area must be conducted on a weekly basis as required by 401 KAR 35:180, Section 5. To be completed by: 01/31/2002

Statute/Regulation(No. 4): KRS 224 401 KAR 32:020

A description of the violation:

Failure to list the handling code on four (4) manifests, and to use the correct EPA waste code on one (1) manifest, as required by 401 KAR 32:100.

The required remedial measure(s), and date(s) to be completed by; are as follows:

Handling codes and correct EPA waste codes must be used on each manifest. To be completed by: 01/31/2002

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GARY STEPHENSON -- Page 2

Statute/Regulation(No. 5): KRS 224 401 KAR 32:030 5

A description of the violation:

One drum in the accumulation area was not dated correctly.

The required remedial measure(s), and date(s) to be completed by; are as follows:

The drum must be marked with the date it accumulated 55 gallons of hazardous waste. To be completed by: 01/31/2002

Statute/Regulation(No. 6): KRS 224 401 KAR 43:020 5

A description of the violation:

The universal waste tubes were not labeled as required.

The required remedial measure(s), and date(s) to be completed by; are as follows:

The tubes must be labeled "universal waste-tubes". To be completed by: 02/06/2002

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

If you have questions or need further information, write or call the undersigned:

Division Of Waste Management Louisville Regional Office 9116 Leesgate Rd Louisville, Ky 40222

502.425.4543 (8:00 AM - 4:30 PM)

Lesley Henney, Environmental Inspector III

Issued By:

Lesley Henney Environmental Inspector III

Date: 02/04/2002

Issued By:

Environmental Control Supervisor

Date: 02/04/2002

How Delivered:

Certified/registered # (if applicable)

cc: Copies to

Keith Sims

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			-

Natural Resources and Environmental Protection Cabinet Department for Environmental Protection Division of Waste Management

Large Quantity Generator Inspection Report

Site/Permit ID: KYD00-694-5802			Region	nal Office: Louisville
Site Name: Whayne Supply CO				m: Hazardous Waste
Site Address: 1400 Cecil AVE			Tiograi	iii. Hazaidous waste
City: Louisville	State: Kentucky	Zip: 40211		County: Jefferson
Site Contact: Gary Stephenson		. Compl. Mn	gr.	Phone #: 502.774.4441
Inspection Type: hazardous waste	Inspection Type: hazardous waste Purpose: Comprehensive			Not/Com #:
Inspection Date: 1/31/02	Time: Start 9:30 a		10 a.m.	1
Latitude: 38° 14′ 15.1″	Longitude: 85° 4	9′ 21.1″		
Coordinate Collection Method: GPS	S Point Average +/-	- 40 Meters		
Type of Site: heavy equipment repa	ir		ation Ex	pires: January 31, 2003
Drum Accumulation Tank Accumulation			Other Activities	
I. Administrative Requirements				
1. Operations consistent with regis	stration	32:010	8.3	In Co. 1

Operations consistent with mani-turk		
Operations consistent with registration	32:010 § 3	In Compliance
a. All generated wastes on Notification Form	32:010 § 3(4)	In Compliance
b. Status correctly identified	32:010 § 3(4)	•
c. Notification form data correct	0 ()	In Compliance
	32:010 § 3(4)	In Compliance
d. Up to date registration	32:010 § 3(1)	In Compliance

Comments:

Compliance Status - In Compliance

II. Operator Certification/Accreditation Requirements

Comments:

Compliance Status - Not Applicable

III. Record Keeping Requirements		
1. Hazardous waste determination/analysis record 2. Generator annual report submitted/maintained a. Correct information submitted b. Copy sent to County Judge/Executive c. Last 3 years on file 3. Inspection requirements a. Adequate schedule developed/kept b. Inspection log details 1. Date of inspection 2. Time of inspection 3. Inspector's name	32:010 § 2 32:040 § 1, 2 32:040 § 2(1) 32:040 § 2(3) 32:040 § 1(2) 32:040 § 1(4) 35:020 § 6(1, 2) 35:020 § 6(4) 35:020 § 6(4) 35:020 § 6(4) 35:020 § 6(4)	In Compliance In Compliance In Compliance In Compliance In Compliance Out of Compliance In Compliance In Compliance In Compliance In Compliance In Compliance In Compliance

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4. Notation of observations	35:020 § 6(4)	In Com. 1
5. Date & nature of remedial actions	35:020 § 6(4)	In Compliance
c. Records maintained at least 3 years	35:020 § 6(4)	In Compliance
d. Inspections recorded as required	35:020 § 6(2, 4)	In Compliance
e. Remedial actions recorded	35:020 § 6(2, 4)	In Compliance
4. Personnel training requirements	32:030 § 5(1)(d)	In Compliance
a. Adequate training program developed	35:020 § 7(1)	In Compliance
b. Training conducted by qualified person	35:020 § 7(1)	In Compliance
c. Appropriate/required employees trained	35:020 § 7(1)	In Compliance
d. New employees within 6 months		In Compliance
e. Annual retraining	35:020 § 7(2)	In Compliance
f. Required personnel records	35:020 § 7(3)	In Compliance
1. Name and job title	35:020 § 7(4)	In Compliance
2. Detailed, written job description, duties	35:020 § 7(4)	In Compliance
3. Written skill, education & qualifications	35:020 § 7(4)	In Compliance
g. All training records maintained on-site	35:020 § 7(4)	In Compliance
5. Contingency Plan & emergency requirements	35:020 § 7(5)	In Compliance
a. Response actions described as required	32:030 § 5(1)(d)	In Compliance
1. 35:040 § 2 - Implementation	35:040 § 3(1)	In Compliance
2 35:040 & 7 Emergency are as ferre	35:040 § 3(1)	In Compliance
2. 35:040 § 7 - Emergency procedures	35:040 § 3(1)	In Compliance
b. SPCC Plan amended for 35:040 provisions	35:040 § 3(2)	In Compliance
c. Arrangements described	35:040 § 3(3)	In Compliance
d. Emergency coordinator information	35:040 § 3(4)	In Compliance
e. List of emergency equipment	35:040 § 3(5)	In Compliance
f. Copy of contingency plan on-site	35:040 § 4(1)	In Compliance
g. Distribution of contingency plan	35:040 § 4(2)	In Compliance
h. Amendment of contingency plan	35:040 § 5	In Compliance
i. Coordinators' knowledge and authority	35:040 § 6	In Compliance
1. Operations, records & waste locations	35:040 § 6	In Compliance
2. Authority to commit resources	35:040 § 6	In Compliance
j. Implementation Reports maintained	35:040 § 7(4)	Not Applicable
6. Arrangements with local authorities	32:030 § 5(1)(d)	In Compliance
a. Police/fire/hospital/ER teams	35:030 § 7(1,2)	In Compliance
b. Refusals maintained	35:030 § 7(1,2)	In Compliance
7. International shipments	32:050 § 1 – 9	Not Applicable
8. Generator manifests	32:020, 32:100	Out of Compliance
a. Manifests contain all required information	32:100	Out of Compliance
b. Manifests properly executed	32:020 § 3, 4	In Compliance
c. Manifests maintained	32:040 § 1	In Compliance
d. Exception report maintained	32:040 § 3, 1	Not Applicable
9. Land disposal restricted wastes	Chapter 37	Out of Compliance
a. Determination/analysis	37:010 § 7	In Compliance
b. Dilution prohibited in lieu of treatment	37:010 § 3	In Compliance
c. Notice/certification with each shipment	37:010 § 7	Out of Compliance
1. All required information	37:010 § 7	Out of Compliance
2. Correct treatment standard	37:010 § 7	In Compliance
3. Waste analysis sent, if available	37:010 § 7	In Compliance
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Comments: 2. Mr. Stephenson had prepared a draft of the 2001 Annual Report. It was reviewed, and errors were found. Mr. Stephenson will correct it before submitting it.

- 3. Logs from March 2001 through the present were reviewed. The time of day was omitted from the logs dated 5/7/01 & 9/3/01. See V.3.g. below.
- 4. Training was done in June of 2001.
- 8. Manifests from March 2001 through the present were reviewed. Handling codes were not listed on four (4) of the manifests, #s 92385, 92387, 92382, & 92381. An incorrect EPA waste code for hazardous waste heptane/toluene was listed on manifest # 92387 dated 12/5/01. It was listed as F005 instead of D001.
- 9. LDR notices from March 2001 through the present were reviewed. The LDR notice was not attached to manifest #s 92386 dated 9/7/01 or 92385 dated 9/7/01.

Compliance Status - Out of Compliance - NOV Issued

IV. Reporting Requirements

1. Contingency Plan - Notification of Release an	d Implementation Report	
 a. Notification of release as required 1. Local fire & police, state police 2. Local/state/federal ER groups b. Implementation Report Prepared 1. Date, Time, & details in report 2. Submitted within 15 days 2. Manifest Requirements a. Exception report submitted 3. Universal Waste Requirements a. Written notification submitted 	35:040 § 7(4) 35:040 § 7(4) 35:040 § 7(4) 35:040 § 2, 7 35:040 § 7 35:040 § 7 32:040 § 3 32:040 § 3, 1 43:030 § 3 43:030 § 3	Not Applicable In Compliance In Compliance

Comments:

Compliance Status - In Compliance

V. Operation & Maintenance/Performance Requirements					
1. Satellite accumulation areas:	32:030 § 5(3)	In Compliance			
a. Maximum of 55 gallons	32:030 § 5(3)(a)	In Compliance			
b. One quart maximum if acutely hazardous	32:030 § 5(3)(a)	In Compliance			
c. At or near generation point	32:030 § 5(3)(a)	In Compliance			
d. Container under operator control	32:030 § 5(3)(a)	In Compliance			
e. Complies with 35:180 § 2, 3, and 4(1)	32:030 § 5(3)(a)(1)	In Compliance			
1. Condition of containers	35:180 § 2	In Compliance			
2. Compatibility of waste with containers	35:180 § 3	In Compliance			
3. Closed except for adding/removing	35:180 § 4(1)	In Compliance			
f. "Hazardous Waste" label or marking	32:030 §5(3)(a)(2)	In Compliance			
2. Prevention and preparedness:	32:030 § 5(1)(d)	In Compliance			
a. Maintained/operated to prevent releases	35:030 § 2	In Compliance			
b. Required equipment	35:030 § 3	In Compliance			
1. All Contingency Plan equipment	35:040 § 3(5)	In Compliance			
2. Internal communication or alarm system	35:030 § 3(1)	-			
3. Telephone or 2-way radio	35:030 § 3(1)	In Compliance			
4. Fire extinguishers, if applicable	35:030 § 3(2)	In Compliance			
5. Absorbent material, if applicable	35:030 § 3(3)	In Compliance			
c. Required equipment maintained/operated	35:030 § 3	In Compliance			
d. Access to communications or alarm	35:030 § 4 35:030 § 5	In Compliance			
and the state of t	33.030 8 3	In Compliance			

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Comments: 1. Satellite drums were inspected in several areas. There was a drum of waste heptane/toluene/oil generated from the lab accumulating in the the Parts Warehouse, Building 12. There was one drum of waste paint/solvent in each of Building 16 and Building 8. In the Radiator Shop, there was one drum of "dirt", D008.

- 3. Nine (9) drums of hazardous waste were in accumulation. One was not dated correctly, it was dated 7/01, the day the drum began to be filled at the satellite area
- 3.g. Inspections lapsed from 10/29/01 through 11/13/01.
- 5. Universal waste tubes generated by Whayne companies both on and off site, were accumulation in the M&M Building and in Building 18. The boxes of tubes were not labeled as required.

Compliance Status - Out of Compliance - NOV Issued

VI. Discharge/Emission Compliance

Comments:

Compliance Status - Not Applicable

VII. Monitoring/Analyses Evaluation

Comments:

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			C

Compliance Status - Not Applicable VIII. Environmental/Human Health Impact Comments: Compliance Status - Not Applicable IX. Documentation Photos taken Record of visual determination of opacity Documents Obtained From Facility Samples taken by DEP Samples taken by outside source Regional Office instrument readings taken Other documentation Site Hazard Assessment completed and attached Comments: This was an unannounced routine compliance inspection conducted with Gary Stephenson. Inspector: Lesley Henney Title: Environmental Inspector III Date: 2/1/02 Overall Compliance Status In Compliance In Compliance but impending violation trends observed - Advisory Action Taken Out of Compliance. Non-recurrent deficiency noted – Verbal notice given or violation corrected at time of inspection.

REV. 1-17-01

Date:

Title:

Out of Compliance. Non-recurrent administrative or O & M deficiency noted - Warning Notice issued

Out of Compliance - NOV issued

Delivery Method: Regular Mail

Received By:

			,